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9 Attorneys for Plaintiff

10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA**

12 UNITED STATES FOR THE USE AND  
13 BENEFIT OF ACE FIRE SYSTEMS, INC.  
14 and ACE FIRE SYSTEMS, INC., a Nevada  
15 corporation,

16 Plaintiff,

17 vs.

18 MW BUILDERS OF TEXAS, INC.;  
19 FEDERAL INSURANCE COMPANY;  
20 DOES I through V; and, ROE  
21 CORPORATIONS VI through X; BOE  
22 BONDING COMPANIES XI through XV,

23 Defendants.

**Case No: 2:11-cv-01388-LDG-CWH**

**STIPULATION AND ORDER TO  
DISMISS WITH PREJUDICE**

24 Plaintiff, United States for the use and benefit of Ace Fire Systems, Inc. and Ace Fire  
25 Systems, Inc. ("Plaintiff"), and defendants, MW Builders of Texas, Inc. ("MW Builders") and  
26 Federal Insurance Company ("FIC") hereby stipulate and agree as follows:

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That the above captioned case be dismissed with prejudice, including all claims and counterclaims, with each party to bear its own attorneys' fees, costs and expenses. The Parties further stipulate and agree that the trial for the above case shall be vacated.

**Stipulated and Agreed**

**PEEL BRIMLEY LLP**

*/s/ Taylor L. Waite, Esq.*

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**MW BUILDERS of TEXAS, INC.**

*/s/ Harold W. Mitts, Esq.*

HAROLD W. MITTS, ESQ.  
Nevada Bar No. 8753  
*Attorney for MW Builders of TX*

**FEDERAL INSURANCE CO.**

*/s/ Harold W. Mitts, Esq.*

HAROLD W. MITTS, ESQ.  
Nevada Bar No. 8753  
*Attorney for Federal Insurance Co.*

**ORDER**

IT IS SO ORDERED.

Dated this 29 day of Aug, 2012

  
UNITED STATES DISTRICT JUDGE

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